

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58536 of 2015

Arising Out of PS.Case No. -343 Year- 2015 Thana -SAHEBPUR KAMAL District- Begusarai-

Rajeev Poddar Son of Mahendra Poddar Resident of Village - Rajaura, P.s.-
Sahebpur Kamal, District - Begusarai

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Advocate

For the Opposite Party/s : Mr.

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 24-02-2016 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner seeks bail in connection with Sahebpur
Kamal P.S. Case No. 343 of 2015 registered for the offences
punishable under Sections 25(1-b)a/26/35 of the Arms Act.

Allegedly, from possession of the petitioner one loaded
country made pistol was recovered on 25.08.2015 and he was
apprehended with other co-accused.

Submission is of false implication and that nothing was
recovered from conscious possession of the petitioner. He has
been made victim of the circumstance, the recovery of fire arms
has been wrongly made, there is no independent witness of the
alleged seizure and other co-accused have already been allowed

bail and, as such, the petitioner also deserves sympathetic consideration as he is suffering in custody since 26.08.2015 .

Learned A.P.P. fairly submits that now considering the detention of the petitioner lenient view can be taken.

In the facts and circumstances stated above, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Begusarai in connection with Sahebpur Kamal P.S. Case No. 343 of 2015 subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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